



08/24/07 ifn 1609/

**THE UNITED STATES PATENT  
AND TRADEMARK OFFICE**

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No.: EM 090 052 468 US  
Date of Deposit: August 23, 2007

Appln No. : 10/522,401  
Applicant(s): Taishi YOSHIDA et al  
Filed : January 19, 2005  
For : PREVENTIVE AGENTS FOR  
DIABETES MELLITUS  
  
Art Unit : 1609  
Examiner : Meghan R. Finn  
Docket No. : 04818CIP/HG  
Confirm. No.: 6305  
Customer No.: 01933

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Susan Gillen  
Susan Gillen

In the event that this Paper is late filed, and the necessary petition for extension of time is not filed concurrently herewith, please consider this as a Petition for the requisite extension of time, and to the extent not tendered by check attached hereto, authorization to charge the extension fee, or any other fee required in connection with this Paper to Account No. 06-1378.

**INFORMATION DISCLOSURE STATEMENT**

**MAIL STOP AMENDMENT**

08/27/2007 HDEMESS1 00000027 10522401  
01 FC:1806 180.00 OP

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

S I R :

In the last Office Action the Examiner stated a double patenting rejection over a recently filed application Serial No. 11/792,879 (attorney reference 07280). This Information Disclosure Statement is being filed to bring to attention some additional documents which were cited in said application.

Enclosed are PTO/SB/08A and PTO/SB/08B which lists the cited documents or their corresponding U.S. patent document, for consideration in the present application.

Also enclosed are copies the non-U.S. patent documents which are cited.

The fee of \$180 for filing after a first action has been

received is enclosed.

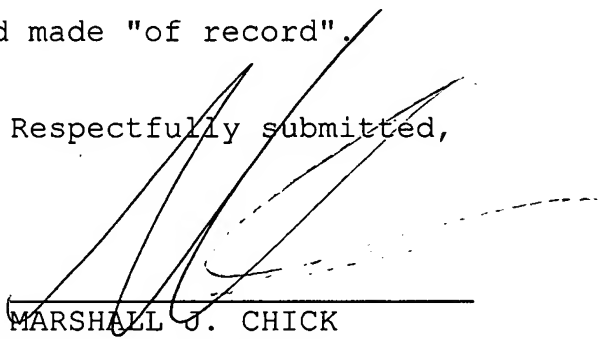
It is requested that an initialed copy of the form PTO/SB/08A be returned to indicate that the publications listed therein have been considered and made of record.

A first action on the merits has been received in this application. Therefore, a fee is required and is enclosed. If it is determined that a further fee is required, authorization is given to charge any additional fees to Deposit Account No. 06-1378.

It is therefore respectfully requested that the attached publications be considered and made "of record".

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Respectfully submitted,

  
MARSHALL J. CHICK  
Reg. No. 26,853

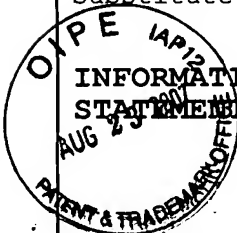
Encs.: Form PTO/SB/08A and publications listed thereon

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PTO/SB/08A (08-00)

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE



Substitute for Form 1449A/PTO <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>			Application Number		10/522,401	
			Filing Date		January 19, 2005	
			First Named Inventor		Taishi YOSHIDA et al	
			Group Art Unit		1609	
			Examiner Name		Meghan R. Finn	
Sheet	1	of	2	Attorney Docket Number		04818CIP/HG

### U.S. PATENT DOCUMENTS

Exam. Inits*	Cite No <sup>1</sup>	Document Number	Kind Code <sup>2</sup>	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion
		2003/0073728	A1	Van Pofljf et al	4-17-2003	
		2002/0173490	A1	Jians et al	11-21-2002	
		2005/0004077	A1	Jians et al	1-06-2005	
		2005-0176684	A1	Bookser et al	8-11-2005	
		2004/0058892	A1	Dang et al	3-25-2004	
		2004/0219209	A1	Chen et al	11-4-2004	
		2000/0008526	A1	Chen et al	1-12-2006	
		2006/0008523	A1	Chen et al	1-12-2006	
		2006/0008524	A1	Chen et al	1-12-2006	
		2006/0008525	A1	Chen et al	1-12-2006	
		6,790,459	B1	Chen et al	9-14-2004	
		6,866,866	B1	Chen et al	3-15-2005	
		6,919,322	B2	Bookser et al	7-19-2005	

### FOREIGN PATENT DOCUMENTS

Exam. Inits*	Cite No <sup>1</sup>	Offc <sup>3</sup>	Document Number <sup>4</sup>	Kind Code <sup>5</sup>	Name of Patentee or Applicant	Publication Date MM-DD-YYYY	Relevant Portion	T <sup>6</sup>
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Examiner Signature		Date Considered	
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\* EXAMINER: Initial if document considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> See kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Place a check here if English translation is attached.

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PTO/SB/08B (08-00)

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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				Examiner Name	Meghan R. Finn
Sheet	2	of	2	Attorney Docket Number	04818CIP/HG
OTHER PRIOR DOCUMENTS - NON-PATENT LITERATURE DOCUMENTS					
Examiner Initials <sup>1</sup>	Cite No. <sup>1</sup>	Include name of author (in CAPITAL LETTERS), title of article, title of item, date, page(s), volume-issue number(s), publisher, city and/or country where published  Michio HAYASHI, "Biguanide-yaku, separate volume Igaku no Ayumi, Tonyobyo Taisha Shokogun -state of arts 2004 to 2006," Ishiyaku Shuppan Kabushiki Kaisha, 2004, pages 619 to 620  Takaya GOTODA, "2-gata Tonyobyo", Today's Therapy 2004 (Vol. 46), Igaku-Shoin Ltd., 2004, pages 492 to 494			T <sup>2</sup> 0
Examiner Signature		Date Considered			

\* EXAMINER: Initial if document considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Unique citation designation number. <sup>2</sup> Place a check here if English translation is attached.

0 English language translation enclosed

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